

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

August 19, 2008

DIVISION ONE

Court convened at 9:00 a.m.

Present: Mallano, Acting P.J., Rothschild, J., Neidorf, J. (Assigned), Weisberg, J. (Assigned) and S. Stahl, Deputy Clerk.

Each of the following:

B193522 People v. Likhite
B197557 People v. Jones
B194975 People v. Cruz
B199422 People v. Pegues
B199685 People v. Orozco
B199734 People v. Summers
B200441 People v. Wells
B200944 People v. Woodard
B201019 People v. Banuelos
B201698 People v. Coreas
B201974 People v. Gilliam
B202670 People v. Hector P.
B203257 People v. Burns
B205433 People v. Sotelo
B202830 DCFS v. Murray S.
B203183 DCFS v. Ana R.
B203439 DCFS v. Reggie S.
B203674 DCFS v. Takisha J.
B203891 DCFS v. Reco V., S.
B204864 DCFS v. Shannaya B.

DIVISION ONE (continued)

Each of the following (continued):

B205214 DCFS v. Guillermo G. & Beatriz Z.

B205414 DCFS v. Jackie H.

B208245 Angelica R. SCLA, (DCFS, rpi)

B208304 Tinsah C.v. SCLA (DCFS, rpi)

Argument waived, cause submitted.

B201219 Moshier, Jr.
v.
Kraemer et al.

Merits:

Argued by Howard N. Gould for appellant; by Cristina Keith for respondent Kraemer and by Ronald J. Nessm for respondents Lasch et al. Cause submitted.

B200370 People v. Brown
B205998 In re Brown on Habeas Corpus

Merits:

Argued by Matthew D. Alger for appellant/petitioner and no appearance for respondent. Cause submitted.

B197925 People
v.
Ian D.

Merits:

Argued by Cindy Brines for appellant and by Peggy Huang, Deputy Attorney General, for respondent. Cause submitted.

DIVISION ONE (continued)

B199681 People
 v.
 Gutierrez

Merits:

Argued by James Koester for appellant and by Alene Games, Deputy Attorney General, for respondent. Cause submitted.

B202399 Swain et al.
 v.
 American Capital Strategies Ltd., et al.

Merits:

Argued by Brian B. Boydston for appellants and by Brian K. Condon for respondents. Cause submitted.

B197695 People
 v.
 Garcia

Merits:

Argued by Lawrence R. Young for appellant and by David Zarmi, Deputy Attorney General, for respondent. Cause submitted.

B203793 People
 v.
 Bergen

Merits:

Argued by Stephen Fisch for appellant and by Blythe Leszkay, Deputy Attorney General, for respondent. Cause submitted.

DIVISION ONE (continued)

B201219 Mosher, Jr.
 v.
 Kraemer et al.

Merits:

Argued by Howard N. Gould for appellant and by Ronald J. Nessim for
respondent Lasch et al. Cause submitted.

Court adjourned.

DIVISION THREE

B198749 Los Angeles County, D.C.F S. (Not for Publication)
 v.
 Anne S.

The orders appealed from are affirmed.

Aldrich, J.

We concur: Klein, P.J.
 Croskey, J.

B208019 Robert M., et al. (Not for Publication)
 v.
 Superior Court, Los Angeles County
 (Los Angeles County Department of Children and Family Services, r.p.i.)

The petitions are denied.

Kitching, J.

We concur: Klein, P.J.
 Croskey, J.

DIVISION THREE (continued)

B191934 People (Not for Publication)

V.

Rafael Skate Diosdado

The judgment is modified by awarding appellant an additional 21 days of custody credit pursuant to Penal Code section 2900.5, subdivision (a), plus 3 days of conduct credit pursuant to Penal Code section 2933.1, subdivision (a), for a total precommitment credit award of 831 days, and, as modified, the judgment is affirmed. The trial court is directed to forward to the Department of Corrections an amended abstract of judgment reflecting the above modification, that a Penal Code section 12022.53, subdivision (b) enhancement was imposed as to count 5, and that there was no Penal Code section 12022.53, subdivision (b) enhancement, imposed, stayed, or otherwise, as to count 1.

Kitching, J.

We concur: Klein, P.J.

Aldrich, J.

B191806 Synod of Southern California and Hawaii, et al. (Not for Publication)

V.

Kim, et al.

The judgment is affirmed. Costs on appeal are awarded to the respondents.

Kitching, J.

We concur: Klein, P.J.

Aldrich, J.

B198051 Los Angeles County, D.C F.S.

V.

Michael G.

Filed order modifying opinion. (Change in judgment)

DIVISION FIVE

B203968 Melinda Goldrich (Not for Publication)
 v.
 Evan Roklen etc.

The judgment is affirmed. Costs on appeal are imposed against Evan Roklen and in favor of: Andrea G. Cayton in her capacity as the co-trustee of the Garrett Raif Cayton 1997 trust dated September 16, 1997; Andrea G. Cayton in her capacity as co-trustee of the Lindsay Madison Cayton 1998 trust dated June 26, 1998; Andrea Goldrich Cayton as the beneficiary of the trust for her benefit under the Goldrich Children's trust dated November 8, 1972, and Melinda as a beneficiary of the trust for the benefit of the Andrea Goldrich under the Goldrich Children's Trust dated November 8, 1972.

Turner, P.J.

I concur: Armstrong, J.
I concur and dissent: Mosk, J. (Opinion)

B200582 LA Co. Professional Peace Officers Assoc. (Certified for Publication)
 v.
 County of Los Angeles

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment).

DIVISION SIX

B195544 People
 v.
 Abraham

Filed order denying petition for rehearing.

DIVISION SEVEN

B199608 People (Not for Publication)
v.
Butler

The judgment is affirmed.

Zelon, J.

We concur: Perluss, P.J.
Woods, J.

B199074 Damlakyan (Not for Publication)
v.
Papazian

The judgment is affirmed. Respondent(s) to recover costs.

Zelon, J.

We concur: Perluss, P.J.
Woods, J.

DIVISION EIGHT

B197006 People (Not for Publication)
v.
William H.

The matter is remanded to the juvenile court with directions to calculate the amount of predisposition custody credit to which the minor is entitled pursuant to all three sustained petitions.

Rubin, J.

We concur: Cooper, P.J.
Flier, J.

DIVISION FIVE (continued)

B194901 Michele Lawrence et al., (Not for Publication)
 v.
 Palios Verdes Realty, Inc., et al.

The judgment in each of the consolidated appeals is affirmed. Respondents are awarded costs on appeal.

Bigelow, J.

We concur: Cooper, P.J.
 Rubin, J.

B200815 Marc Gottesman (Not for Publication)
 v.
 Peggy Christensen

The judgment of the trial court is affirmed. Costs are awarded on appeal to respondent.

Bigelow, J.

We concur: Cooper, P.J.
 Rubin, J.